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NORTHERN DISTRICT OF CALIFORNIA

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NORTHERN DISTRICT OF CALIFORNIA

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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JOHN ARMSTRONG, et al.,

Plaintiffs,

v.

GRAY DAVIS, et al.,

Defendants.

No.: C94 2307 CW

STIPULATION AND  
[PROPOSED] ORDER  
REGARDING DEFENDANTS'  
REPLY TO PLAINTIFFS'  
OBJECTIONS TO THE  
MAGISTRATE'S REPORT AND  
RECOMMENDATIONS

Magistrate Judge Phyllis J. Hamilton filed the Report and Recommendation Re Motion to Compel Payment of Attorney's Fees on December 17, 1999. On January 7, 2000, Plaintiffs filed Objections to Magistrate Judge Hamilton's Report and Recommendation RE: Motion to compel Payment of Attorney's Fees.

Due to a misreading of the local rules, Defendants' need two additional days to file a Reply to Plaintiffs' Objections.

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Pursuant to Local Rule 7-8 the parties stipulate and agree as follows:

1. Defendants may file their Reply to Plaintiff's Objections to Magistrate Judge Hamilton's Report and Recommendation, on or before February 3, 2000.

DATED: February 2, 2000

BY: Jessie Blonien  
JESSICA N. BLONIEN  
DEPUTY ATTORNEY GENERAL  
Attorneys for Defendants

DATED: February 1, 2000

BY: William H.D. Fernholz  
WILLIAM H.D. FERNHOLZ  
ROSEN, BIEN & ASARO  
Attorneys for Plaintiffs

IT IS SO ORDERED.

DATED: FEB - 3 2000

Claudia Wilken  
CLAUDIA WILKEN  
UNITED STATES DISTRICT COURT

**DECLARATION OF SERVICE**

Case Name: **JOHN ARMSTRONG, et al., v. GRAY DAVIS, et al.,**

No.: **C94 2307 CW**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the Bar of this Court at which member's direction this service is made. I am 18 years of age or older and not a party to the within entitled cause; I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service that same day in the ordinary course of business.

On February 2, 2000, I placed the attached

**STIPULATION AND [PROPOSED] ORDER REGARDING  
DEFENDANTS' REPLY TO PLAINTIFFS' OBJECTIONS  
TO THE MAGISTRATE'S REPORT AND RECOMMENDATIONS**

in the internal mail collection system at the Office of the Attorney General, 455 Golden Gate Avenue, Suite 11000, San Francisco, California 94102, for deposit in the United States Postal Service that same day in the ordinary course of business, in a sealed envelope, postage thereon fully prepaid, addressed as follows:

**William H.D. Fernholz, Esq.  
ROSEN, BIEN & ASARO, LLP  
155 Montgomery Street, 8th Floor  
San Francisco, California 94104**

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on **February 2, 2000**, at San Francisco, California.

Charlotte E. Coloyan

Charlotte E. Coloyan  
Signature